

3-18-09

Attorney's Docket No.: 0119365-00015 / 923

AFW
1FW



RESPONSE UNDER 37 CFR §1.116
--EXPEDITED PROCEDURE--
EXAMINING GROUP 1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rene Gantier *et al.*
Serial No. : 10/658,355
Filed : September 8, 2003

Art Unit : 1631
Examiner : Russell Scott NEGIN
Conf. No. : 3519
Customer No.: 77202

Title : **RATIONAL DIRECTED PROTEIN EVOLUTION USING TWO-DIMENSIONAL RATIONAL MUTAGENESIS SCANNING**

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

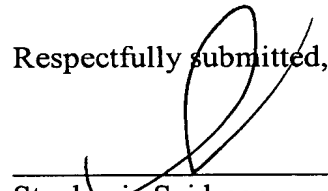
NOTICE OF APPEAL

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Rejection, mailed September 16, 2008, finally rejecting pending Claims 1-7, 9-11, 15-18, 28, 30-38, 53-55, 79, 81, 90 and 91 of the above-captioned patent application.

The requisite fee for filing the Notice of Appeal and the fee for extension of time should be charged to Deposit Account No. 02-1818.


Respectfully submitted,


Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 119355-00003 / 5202C
Address all correspondence to: 77202
Stephanie Seidman
K&L Gates LLP
3580 Carmel Mountain Road, Suite 200
San Diego, California 92130
Telephone: (858) 509-7410
Facsimile: (858) 509-7460
email: stephanie.seidman@klgates.com

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number EM 315453898 US
Date of Deposit: March 16, 2009

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.


John Lew

03/18/2009 SSESHE1 00000036 021818 10658355

01 FC:2401 270.00 DA
02 FC:2253 555.00 DA